

# COURT MINUTES OF SENTENCING HEARING

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UNITED STATES of AMERICA,

v.

CASE NO. 20-CR-141-JPS

JEREMIAH BELEN.

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## HON. J. P. STADTMUELLER PRESIDING

DATE: September 10, 2021

TIME SCHEDULED: 8:30 AM

COURT DEPUTY/CLERK: Lauren DeCarlo

TIME CALLED: 8:32

COURT REPORTER: John Schindhelm

TIME FINISHED: 9:04

GOVERNMENT BY: Kevin Knight

DEFENDANT BY: Anderson Gansner

PROBATION BY: James Fetherston

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### Notes:

- 8:32 Appearances; Court puts background of case on record, including Defendant's having pled guilty to Count One of the Indictment; Court notes it has reviewed presentence report
- 8:33 Parties have reviewed presentence report and have no objections to the facts as stated therein; Court asks about the \$8,000 civil fine imposed by the FAA; Defendant states that garnishment will commence in the next few weeks, but he does not know what the weekly/monthly payment will be; Government to file supplement on this matter; Court inquires as to Defendant's tax-return disclosure; Defendant's counsel to help Defendant produce tax return; Probation to update the presentence report with garnishment and tax return information; subject to such changes, Court adopts the facts as stated in the presentence report;
- 8:38 Court notes applicable Guidelines:
- Total Offense Level: 7
  - Criminal History Category: I
  - 0 to 6 months imprisonment
  - 1 to 3 years supervised release; or sentence of probation
  - \$1,000 to \$9,500 fine
  - \$100.00 special assessment
- 8:39 Parties accept these guidelines; Court will adopt for purposes of considering Defendant's sentence

8:41 Defendant's attorney makes a statement on Defendant's behalf; requests sentence of probation  
8:44 Defendant makes a statement on his own behalf  
8:45 Government makes a statement; requests sentence of probation  
8:49 Court discusses statements of the parties, facts of the case, and facts as presented in presentence report  
9:00 Court notes that it previously circulated proposed conditions of supervised release; parties have reviewed them and have no objections thereto  
9:00 Court imposes the following formal sentence:  
1 year of probation as to Count One  
Fine is waived  
\$100.00 special assessment  
9:02 Court advises Defendant of his right of appeal  
9:04 Parties have nothing further to address  
9:04 Court stands in recess